

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

CHESAPEAKE APPALACHIA, L.L.C.,	:	4:16-cv-50
	:	
Plaintiff,	:	Hon. John E. Jones III
	:	
v.	:	
	:	
EDWARD M. OSTROSKI and	:	
KATHLEEN OSTROSKI,	:	
	:	
Defendants.	:	

ORDER

August 8, 2016

In conformity with the Memorandum issued on today's date, it is hereby

ORDERED that:

1. Plaintiff's Motion for Summary Judgment (Doc. 23) is **GRANTED** as follows:

A. It is hereby **ORDERED AND DECLARED** that the Lease between Chesapeake and Defendants does not permit class arbitration:

B. It is hereby **ORDERED** that Defendants are precluded from pursuing any claims in *Ostroski v. Chesapeake Appalachia, L.L.C.*, Arb. No. 01-15-0005-8877 (AAA) on behalf of any purported class; and

C. It is hereby **ORDERED** that Defendants are permanently enjoined from pursuing any claims in arbitration against Chesapeake on behalf of any purported class.

2. Defendants' Motion for Leave to Take Discovery (Doc. 31) is **DENIED**.
3. The Clerk of Court is directed to **CLOSE** the file on this case.

s/ John E. Jones III
John E. Jones III
United States District Judge